

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**January 29, 2001**

DIVISION TWO

B138174      Varma      (Not for Publication)  
v.  
New Times et al.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.  
Cooper, J.

[illegible]

The judgment is affirmed.

Boren, P.J.

We concur:   Nott, J.  
                      Cooper, J.

B135631 People (Not for Publication)  
v.  
Thierry

The judgment is affirmed.

Boren, P.J.

We concur:   Nott, J.  
                      Cooper, J.

January 29, 2001-Continued

## DIVISION TWO (Continued)

[illegible]

The judgment is affirmed.

Boren, P.J.

We concur:   Nott, J.  
                      Todd, J.

B139406 People (Not for Publication)  
v.  
Reynoso

The judgment is modified to reflect imposition of a suspended parole revocation fine in the amount of \$5,000. In all other respects, the judgment is affirmed.

Boren, P.J.

We concur:   Nott, J.  
                      Todd, J.

B141734      Rene G.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(People of the State of California, r.p.i.)

The petition is denied.

Boren, P.J.

I concur: Todd, J.  
I dissent: Cooper, J. (Opinion)

DIVISION TWO (Continued)

B137196      Snyder      (Not for Publication)

v.  
Lynn  
Snyder

The judgment is modified. The terminating sanction resulting in entry of the default as to the complaint is vacated, and appellant's answer to the complaint is reinstated. The terminating sanction as to the cross-complaint is affirmed. Each party is to bear its own costs on appeal.

Boren, P.J.

We concur:    Nott, J.  
                  Todd, J.

B144205      People      (Not for Publication)

v.  
Perkins

The Court:

The judgment is affirmed.

Boren, P.J., Cooper, J., Todd, J.

DIVISION THREE

B145405      Daniel M.      (Not for Publication)

v.  
Superior Court, Los Angeles County  
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied.

Kitching, J.

We concur:    Klein, P.J.  
                  Croskey, J.

DIVISION THREE (Continued)

B139196      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Damion M.

The adjudication and dispositional orders are affirmed.

Kitching, J.

We concur: Klein, P.J.  
Aldrich, J.

DIVISION FIVE

B141784      Phoenix Healthcare Consulting et al.      (Not for Publication)  
v.  
Jehan Mir

The monetary judgment in favor of Patricia Anderson and Frank Matricardi is reversed. The judgment is modified as follows: Paragraph 3 of the March 24, 2000, judgment is modified to read, "Judgment for \$8,542.83 in favor of Phoenix Healthcare Consulting, LLC against Jehan Zeb Mir, shall be, and it is hereby given and entered." Paragraph 4 is modified to read, "Petitioner, Phoenix Healthcare Consulting, LLC, shall recover from Respondent Jehan Zeb Mr, M.D., in the amount of \$128.73, calculated at the simple annual rate of 10% from January 25, 2000." The judgment is affirmed in all other respects. Plaintiffs are to recover their costs on appeal from defendant.

Turner, P.J.

We concur: Grignon, J.  
Godoy Perez, J.

DIVISION FIVE (Continued)

B128542      American Casualty Company                      (Not for Publication)  
                 of Reading Pa et al.

v.

The Harvey Entertainment Company, et al

The judgment is affirmed. Each party to bear their own costs.

Armstrong, J.

We concur:    Turner, P.J.

                 Godoy Perez, J.

B146372      Department of Children and Family Services      (Not for Publication)  
                 v.

Superior Court, Los Angeles County  
(Jaime M., r.p.i.)

The petition for writ of mandate is granted. The juvenile court is ordered to proceed with a determination of Jaime M.'s status before the court in accordance with this opinion. The stay of the orders entered December 4, 2000, and December 12, 2000, is dissolved.

Armstrong, J.

We concur:    Grignon, Acting P.J.

                 Weisman, J. (Assigned)

B137678      Azucena Sanchez-Scott

v.

Alza Pharmaceuticals et al.

Filed order modifying opinion. (No change in the judgment)

## DIVISION FIVE (Continued)

B139842      People                                  (Not for Publication)  
v.  
Larry Jenkins

The clerk of the superior court is ordered to modify the abstract of judgment to delete language indicating that the minimum sentence on count 1 was tripled, and to reflect instead that the sentence on count 1 was 25 years to life pursuant to the Three Strikes law, with the sentences on counts 1 and 3 ordered to run consecutively. The clerk is further directed to modify the abstract of judgment to reflect that the sentences on counts 2 and 4 were stayed pursuant to Penal Code section 654 rather than pursuant to Penal Code section 1170.12. The clerk is then directed to forward the corrected abstract to the Department of Corrections. The judgment is affirmed in all other respects.

Weisman, J., J. (Assigned)

I concur: Turner, P.J.  
I concur and dissent: Grignon, J. (Opinion)

## DIVISION SIX

B139023 Daniel (Not for Publication)  
v.  
California Department of Corrections

The judgment is affirmed. Costs on appeal are awarded to respondent.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.

## January 29, 2001-Continued

## DIVISION SIX (Continued)

B141954 People v. Bennett (Not for Publication)

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The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

B142257      Applied Environmental Technologies, Inc.      (Not for Publication)  
v.  
Kamboj

The judgment is affirmed. Costs on appeal are awarded to respondents.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

B144837 People (Not for Publication)  
v.  
Garcia

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.  
Yegan, J.

## DIVISION SEVEN

B136691	Kinsey v. City of Los Angeles
B139573	Kinsey v. Gloria Clark et al.

Filed order consolidating above captioned appeals.

B106689 People (Certified for Partial Publication)  
v.  
Brandon Hein et al.

As to appellants Jason Holland, Brandon Hein and Micah Holland, the judgments are affirmed. As to appellant Anthony Miliotti, the judgment is affirmed on the convictions of burglary and attempted robbery. The special circumstance finding (Pen. Code, § 190.2, subd. (d) is stricken. As to the conviction of murder, the judgment is modified by reducing the degree of the crime to murder in the second degree and, as so modified is affirmed. The cause as to appellant Anthony Miliotti is remanded to the trial court with directions to arraign and pronounce judgment accordingly.

Stoever, J. (Assigned)

We concur: Lillie, P.J.  
Woods, J.